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**CATHY A. CATTERSON, CLERK**  
**U.S. COURT OF APPEALS**

**NOT FOR PUBLICATION**

**UNITED STATES COURT OF APPEALS**

**FOR THE NINTH CIRCUIT**

NANSEN OLSON,

Plaintiff,

and

DANA L. OLSON,

Plaintiff - Appellant,

v.

STATE OF ALASKA DEPARTMENT  
OF NATURAL RESOURCES; et al.,

Defendants - Appellees.

No. 05-35204

D.C. No. CV-97-00219-HRH

MEMORANDUM<sup>\*</sup>

Appeal from the United States District Court  
for the District of Alaska  
H. Russel Holland, District Judge, Presiding

Submitted November 8, 2005<sup>\*\*</sup>

Before: WALLACE, LEAVY, and BERZON, Circuit Judges.

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<sup>\*</sup> This disposition is not appropriate for publication and may not be cited to or by the courts of this circuit except as provided by 9th Cir. R. 36-3.

<sup>\*\*</sup> The panel unanimously finds this case suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

Dana L. Olson appeals pro se the district court's order denying relief from judgment following its judgment dismissing her land use action for failure to state a claim. We have jurisdiction pursuant to 28 U.S.C. § 1291. We review for abuse of discretion, *School Dist. No. 1J, Multnomah County, Or. v. ACandS, Inc.*, 5 F.3d 1255, 1262 (9th Cir. 1993), and we affirm.

The district court properly concluded that Olson's motion, filed six years after the court dismissed her action, was timely only if construed as a motion under Fed. R. Civ. P. 60(b)(6), and that she failed to demonstrate "extraordinary circumstances." *See* Fed. R. Civ. P. 60(b); *United States v. Alpine Land & Reservoir Co.*, 984 F.2d 1047, 1049 (9th Cir. 1993).

Olson's remaining contentions are unpersuasive.

**AFFIRMED.**